

LAW OFFICE OF
Suzanne Lee Elliott
1300 HOGE BUILDING
705 SECOND AVENUE
SEATTLE, WASHINGTON 98104

PHONE
206.623.0291

FAX
206.623.2186

November 24, 2009

Asst. Superintendent Self
Anchorage Correctional Complex
1300 E. Fourth Avenue
Anchorage AK 99501
Fax (907) 269-4208

VIA FACSIMILE ONLY

Re: *Joshua Alan Wade*
DOC No. 421206, BOP No. 15456-006


Dear Superintendent Self:

Please be advised that we are having problems with Mr. Wade's legal mail. Attached are two examples of the problems we're having. On October 28th 2009 we sent via FedEx a package of correspondence to Mr. Wade. That mail was marked in red ink "special legal mail open only in presence of inmate." Mr. Wade received the package opened and on the front of it was a sticky that was reproduced on my copies, which states "Opened by mistake. Mailroom." Then on November 5, 2009, Mr. Wade received correspondence from me. He received it in a large manila envelope. The shipping address had been cut so that one could not see the special legal mail stamp. In addition the materials had been removed from the FedEx envelope and placed in a totally separate envelope.

I would appreciate it if you could see that the mailroom more closely examines my mail to Mr. Wade and complies with the regulations that legal mail must be opened only in his presence. See DOC Policy 810.03(D).

Thank you for your kind attention to this matter.

Sincerely,


Suzanne Lee Elliott
Attorney at Law

Enclosure
CC: Ms. Debbie Miller (via facsimilie)
Mr. Joshua Wade
SLE: sp

EXHIBIT 1

76

FedEx **Express**

Tracking
Number

8674

1 From This portion can be removed for Recipient's records

Date 11-15-2009 FedEx Tracking Number 869404360851

Sender's Name James L. Elliott Phone

Company JOHN FLOPP

Address 105 W. 4th St. Ste. 100 Dept./Floor/Suite/Room

City Seattle State WA ZIP 98101

2 Your Internal Billing Reference WAVE

3 To

Recipient's Name Mr. James L. Elliott Phone

Company A

Recipient's Address 105 W. 4th St. Ste. 100 Dept./Floor/Suite/Room

We cannot deliver to P.O. boxes or P.O. ZIP codes

Address

To request a package be held at a specific FedEx location, print FedEx address here

City Seattle State WA ZIP 98101

fedex.com 1.800.GoFedEx 1.800.463.3339

RECIPIENT: PEEL HERE

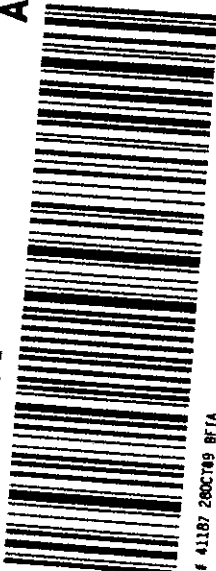
WB



FedEx
 0215 8694 0436 0840
 THU - 29 OCT
 STANDARD OVERNIGHT

WU CYMA

995
 AK
 AN



Engr 41187 280CT89 BFA

SPECIAL LEGAL MAIL
 Open Only In
 Presence of Inmate

FedEx US Airbill
 Express

8694 0436 0840

1 From this portion can be removed for Recipient's records

Date _____ FedEx Tracking Number **869404360840**

Sender's Name _____ Phone _____

Company _____

Address _____

City _____ State _____ ZIP _____

2 Your Internal Billing Reference _____

3 To Recipient's Name _____ Phone _____

Company _____

Recipient's Address _____

We cannot deliver to P.O. boxes or R.F.D. ZIP codes _____

Address _____

To request a package be held at a specific FedEx location, print FedEx address here _____

City _____ State _____ ZIP _____



8694 0436 0840

2-0107

4a Express Package Service

☐ FedEx Priority Overnight
 Next business morning*
 Saturday Delivery NOT available

☐ FedEx Standard Overnight
 Next business morning*
 Saturday Delivery NOT available

☐ FedEx 2Day
 Second business day*
 Saturday Delivery NOT available

☐ FedEx Express Saver
 Third business day*
 Saturday Delivery NOT available

4b Express Freight Service

☐ FedEx 1Day Freight
 Next business day*
 Saturday Delivery NOT available

☐ FedEx 2Day Freight
 Second business day*
 Saturday Delivery NOT available

5 Packaging

☐ FedEx Small Box
 Up to 10 lbs, 16 in x 12 in x 12 in

☐ FedEx Box
 Up to 70 lbs, 24 in x 18 in x 18 in

☐ FedEx Tube
 Up to 70 lbs, 24 in x 18 in x 18 in

☐ Other _____

6 Recipient's Address

☐ Recipient's Address in Section 1
 (If checked, no need to print address)

☐ Recipient's Address in Section 2
 (If checked, print address in Section 2)

7 Signature

☐ Signature Required
 Signature of Recipient or Authorized Agent

☐ Signature Not Required
 Signature of Recipient or Authorized Agent

8 Residential Delivery Signature Options

☐ Direct Signature
 Signature of Recipient or Authorized Agent

☐ Indirect Signature
 Signature of Recipient or Authorized Agent

9 Total Packages

Total Packages _____

Total Weight _____

Total Value _____

Total Insurance _____

Total Postage _____

Total Tax _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

Total _____

SPECIAL LEGAL MAIL
Open Only In
Presence of Inmate



Extremely Urgent

Envelope

What is the weight limit for the FedEx® Envelope rate?

Eight ounces — including the FedEx Envelope, airbill and contents (up to approximately thirty 8½" x 11" pages). If it exceeds the gross weight limit, a higher rate will apply.

What can be shipped in the FedEx Envelope?

This envelope is designed for documents. Contents should be compatible with the container and packed securely to help assure safe transportation with ordinary care in handling. Shipments within the U.S. with a value greater than US\$500 should not be shipped in this envelope. International shipments with a value in excess of US\$100 for carriage or customs should not be shipped in this envelope. Do not send cash, cash equivalent or other prohibited items. This envelope is for FedEx Express shipments only. Any other use is prohibited.

What is the FedEx limit of liability?

For shipments within the U.S., FedEx liability is limited to US\$100 for loss, damage, delay, misdelivery or nondelivery unless you declare a higher value and pay an extra charge. The maximum declared value for the contents of this envelope is US\$500. See the current FedEx Service Guide or the FedEx® US Airbill for details.

For international shipments, FedEx liability is limited to US\$100 for damage, delay or loss of shipments by surface or air and may be further limited by certain treaties, including the Warsaw Convention, typically to US\$9.07 per pound. See the current FedEx Service Guide or the FedEx® International Air Waybill for details.

Want more information?

Go to fedex.com, or call 1.800.GoFedEx 1.800.463.3339 for U.S. domestic shipments, 1.800.247.4747 for international shipments. Call your local FedEx office if you are outside the U.S.

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SPECIAL LEGAL MAIL
Open Only In
Presence of Inmate

LAW OFFICE OF
Suzanne Lee Elliott
1300 HOGE BUILDING
705 SECOND AVENUE
SEATTLE, WASHINGTON 98104

PHONE
206.623.0291

FAX
206.623.2186

November 24, 2009

Asst. Superintendent Self
Anchorage Correctional Complex
1300 E. Fourth Avenue
Anchorage AK 99501
Fax (907) 269-4208

VIA FACSIMILE ONLY


Re: *Joshua Alan Wade*
DOC No. 421206, BOP No. 15456-006

Dear Superintendent Self:

I spoke with my client again today and he told me that his mail was opened a third time on November 17, 2009. Mr. Wade is exceedingly distressed about this and asks that the staff person(s) responsible to held accountable for their actions either civilly or criminally under federal law.

Please give me a call to discuss this matter if you wish.

Sincerely,



Suzanne Lee Elliott
Attorney at Law

Enclosure
CC: Ms. Debbie Miller (via facsimilie)
Mr. Joshua Wade
SLE: sp

SUZANNE LEE ELLIOTT
ATTORNEY AT LAW
SUITE 1300 HOGE BUILDING
SEATTLE, WA 98104
(206) 623-0291
FAX (206) 623-2186

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Superintendent Self	Suzanne Lee Elliott
COMPANY:	DATE:
Anchorage Correctional Complex	NOVEMBER 24, 2009
FAX NUMBER:	TOTAL PAGES INCLUDING COVER:
(907) 269-4208	2
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
RE:	YOUR REFERENCE NUMBER:
<i>Joshua Alan Wade</i>	

☒ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY

Please CC to Ms. Debbie Miller.

LAW OFFICE OF
Suzanne Lee Elliott
1300 HOGE BUILDING
705 SECOND AVENUE
SEATTLE, WASHINGTON 98104

PHONE
206.623.0291

FAX
206.623.2186

December 7, 2009

Mr. Joshua A. Wade #421206
Via FedEx
Anchorage Correctional Complex
West Facility
1300 East Fourth Avenue
Anchorage, AK 99501

Dear Josh:

Enclosed are materials from the discovery in your case. This material IS
CONFIDENTIAL AND COVERED BY THE ATTORNEY CLIENT PRIVILEGE.

Sincerely,



Suzanne Lee Elliott
Attorney at Law

Enclosures
SLE:ek